

Kentucky



Gazette.

NEW SERIES—NO. 4. VOL. V.]

PUBLISHED EVERY FRIDAY MORNING,
BY JOHN NORVELL.

The price of subscriptions to the
KENTUCKY GAZETTE, is, THREE DOL-
LARS per annum, paid in advance, or
FOUR DOLLARS at the end of the year.

The terms of advertising in this
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Clark James S.
Crow Leonard
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Davis James
Drake Elijah
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Loyce Joseph

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Meglone Mary

Marshall Henry

Meredith Elisha

Madison Martha

Medley Jacob

Murdock Elizabeth

Macey A.

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Mitcham James

M'Lane Micajah

M'Deathers J. A.

M'Daniel George

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M'Afee Thomas A.

M'Clure James A.

M'Isaac Isaac, 3

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M'Clure Wm.

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M'Neal David

M'Pherson Charles

M'Pherson A.

M'Covert Jane

N

Nelson Robert L.

Nelson John B.

Neilson Robert

Nash Wm. N.

Nailes Henry

O'erton Nelly

O'Fallon John

Oley James

Payne E. C.

Poiter Charles

Paul Peter

Peach John

Pearson E. C.

Paine Thomas

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Payton Jacob, 2

Price Woodson

Pickett Wm.

Patterson Samuel

Price W. B.

Patterson B. W.

Patterson Leonard

Payton William

Perry Robt. 2

Perry David

Our Relations with Spain.

DOCUMENTS TRANSMITTED TO CONGRESS.

The Secretary of State of the United States, to the Minister Plenipotentiary of the United States to Spain, at Madrid.

DEPARTMENT OF STATE,

Washington, 28th November, 1818.

SIR—Your despatches, to No. 92, inclusive, with their enclosures, have been received at this department. Among these enclosures, are the several notes addressed to you by Mr. Pizarro, in relation to the transactions during the campaign of Gen. Jackson against the Seminole Indians and the banditti of Negroes combined with them, and particularly to his proceedings in Florida, without the boundaries of the United States.

In the fourth and last of those notes of Mr. Pizarro, he has given formal notice that the King, his master, has issued orders for the suspension of the negotiations between the United States and Spain, until satisfaction shall have been made by the American government to him for these proceedings of Gen. Jackson, which he considers as acts of unequivocal hostility against him, and as outrages upon his honor and dignity; the only acceptable atonement for which, is stated to consist in a disavowal of the acts of the American General, thus complained of; the infliction upon him of a suitable punishment for his supposed misconduct, and the restitution of the posts and territories taken by him from the Spanish authorities, with indemnity for all the property taken, and all damages and injuries, public or private, sustained in consequence of it.

Within a very few days after this notification, Mr. Pizarro must have received, with copies of the correspondence between Mr. Onis and this department, the determination which had been taken by the President, to restore the place of Pensacola, with the fort of Barrancas, to any person properly authorized, on the part of Spain, to receive them, and the fort of St. Marks to any Spanish force adequate to its protection against the Indians, by whom its forcible occupation had been threatened, for purposes of hostility against the United States. The officer commanding at the post, has been directed to consider 250 men as such adequate force; and, in case of their appearance, with proper authority, to deliver it up to their commander accordingly.

From the last mentioned correspondence, the Spanish government must likewise have been satisfied that the occupation of these places in Spanish Florida, by the commander of the American forces, was not by virtue of any order received by him from this government to that effect, nor with any view of wresting the province from the possession of Spain; nor in any spirit of hostility to the Spanish government; that it arose from incidents which occurred in the prosecution of the war against the Indians; from the imminent danger in which the fort of St. Marks was of being seized by the Indians themselves, and from the manifestations of hostility to the United States, by the commandant of St. Marks and the Governor of Pensacola, the proofs of which were made known to Gen. Jackson, and impelled him, from the necessities of self-defence, to the steps of which the Spanish government complains.

It might be sufficient to leave the vindication of these measures upon those grounds, and to furnish, in the enclosed copies of Gen. Jackson's letters, and the vouchers by which they are supported, the evidence of that hostile spirit on the part of the Spanish commanders, but for the terms in which Mr. Pizarro speaks of the execution of two British subjects, taken one at the fort of St. Marks, and the other at Suwany, and the intimation that these transactions may lead to a change in the relations between the two nations, which is doubtless intended to be understood as a menace of a war.

It may be, therefore, proper to remind the government of his Catholic Majesty of the incidents in which this Seminole war originated, as well as of the circumstances connected with it, in the relations between Spain and her ally, whom she supposes to have been injured by the proceedings of General Jackson, and to give to the Spanish cabinet some precise information of the nature of the business, peculiarly interesting to Spain, in which these subjects of her allies, in whose favor she takes this interest, were engaged, when their projects of every kind were terminated, in consequence of their falling into the hands of General Jackson.

In the month of August, 1818, while a war existed between the United States and Great Britain, to which Spain had formerly declared herself neutral, a British force, not in the fresh pursuit of a defeated and flying enemy—not overstepping an imaginary and equivocal boundary between their own territories and those belonging, in some sort, as much to their enemy as to Spain, but approaching by sea, and by a broad and open *invasion* of the Spanish province, at a thousand miles, or an ocean's distance from any British territory, landed in Florida, took possession of Pensacola and the fort of Barrancas, and invited, by public proclamations, all the runaway Negroes—all the savage Indians—all the pirates, and all the traitors to their country, whom they knew or imagined to exist within reach of their summons, to join their standard, and wage an exterminating war against the portion of the United States immediately bordering upon this neutral, and thus violated territory of Spain. The land commander of this British force, was a certain col.

Nicholls, who, driven from Pensacola by the approach of General Jackson, actually left, to be blown up, the Spanish

fort of Barrancas, when he found it could not afford him protection, and, evacuating that part of the province, landed at another, established himself on the Apalachicola river, and there erected a Fort, from which to sally forth with his motley tribe of black, white, and red combatants, against the defenceless borders of the United States, in that vicinity. A part of this force consisted of a corps of colonial marines, levied in the British colonies, in which George Woodbine was a captain, and Robert Chrystie Ambrister was a lieutenant.

As between the United States and Great Britain, we should be willing to bury this transaction in the same grave of oblivion with other transactions of that war, had the hostilities of Col. Nicholls terminated with the war. But he did not consider the peace which ensued between the United States and Great Britain, as having put an end either to his military occupations or to his negotiations with the Indians, against the United States. Several months after the ratification of the treaty of Ghent, he retained his posts and his party-coloured forces, in military array.

By the 9th article of that treaty, the United States had stipulated to put an end, immediately after its ratification, to hostilities with all the tribes or nations of Indians with whom they might be at war at the time of the ratification, and to restore to them all the possessions which they had enjoyed in the year 1811. This article had no application to the Creek nation, with whom the United States had already made peace, by a treaty concluded on the 9th day of August, 1814, more than four months before the treaty of Ghent was signed. Yet, Col. Nicholls not only affected to consider it as applying to the Seminoles of Florida, and the outlawed Red Sticks, whom he had induced to join him there, but actually persuaded them that they were entitled, by virtue of the treaty of Ghent, to all the lands which had been ceded to the Creek nation by the United States, in August, 1814. As a mere Indian trader, the intrusion of this man, into a Spanish province, was contrary to the policy observed by all the European powers in this hemisphere, and by none more rigorously than by Spain, of excluding all foreigners from intercourse with the Indians, within their territories. It must be known to the Spanish government, whether Arbuthnot had a Spanish license for trading with the Indians in Spanish Florida or not; but they also knew that Spain was bound by treaty to restrain by force all hostilities on the part of those Indians, against the citizens of the United States, and it is for them to explain how, consistently with those engagements, Spain could, contrary to all the maxims of her ordinary policy, grant such a license to a foreign incendiary, whose principal, if not his only object, appears to have been, to stimulate those hostilities which Spain had expressly stipulated by force to restrain.

In his infernal instigations, he was but too successful. No sooner did he make his appearance among the Indians, accompanied by the Prophet Hillis Hadjo, returned from his expedition to England, than the peaceful inhabitants on the borders of the United States, were visited with all the horrors of savage war; the robbery of their property, and the barbarous and indiscriminate murder of women, infancy and age.

After the repeated expostulations, warnings and offers of peace, through the summer and autumn of 1817, on the part of the United States, had been answered only by renewed outrages, and after detachment of forty men, under Scott, accompanied by seven women, had been waylaid and murdered by the Indians, orders were given to Gen. Jackson, and an adequate force was placed at his disposal, to terminate the war. It was ascertained that the Spanish force in Florida was inadequate for the protection even of the Spanish territory itself, against this mingled horde of lawless Indians and Negroes; and, although their devastations were committed within the limits of the United States, they immediately sought refuge within the Florida line, and there only were to be overtaken. The necessity of crossing the line was indispensable; for it was from beyond the line that the Indians made their murderous incursions within that of the United States. It was there that they had their abode, and the territory belonged in fact to them, although within the borders of the Spanish jurisdiction. There it was that the American commander met the principal resistance from them; there it was, that were found the still bleeding scalps of our citizens, freshly butchered by them; there it was, that he released the only woman, who had been suffered to survive the massacre of the party under Lieutenant Scott. But it was not anticipated by this government that the commanding officers of Spain, in Florida, whose especial duty it was, in conformity to the solemn engagements contracted by their nation, to restrain, by force, those Indians from hostilities against the United States, would be found encouraging, aiding and abetting them, and furnishing them with supplies, for carrying on such hostilities. The officer in command, immediately before General Jackson, was, therefore, specially instructed to respect, as far as possible, the Spanish authority, wherever it was maintained, and copies of those orders were also furnished to Gen. Jackson, upon his taking the command. In the course of his pursuit, as he approached St. Marks, he was informed, direct from the governor of Pensacola, that a party of the hostile Indians had threatened to seize that fort, and that he apprehended the Spanish garrison there was not in strength sufficient to defend it against them. This information was confirmed from other sources, and by the evidence produced upon the trial of Ambrister, it proved to have been exactly true. By all the laws of neutrality and of war, as well as of prudence and of humanity, he was warranted in anticipating his enemy, by the amicable, and that being refused, by the forcible occupation of the fort. There will need no citations on internal law, to prove the correctness of this principle. It is engraved in adamant on the common sense of mankind; no written upon the laws of nations ever pretended to contradict it; none of any reputation or authority ever omitted to assert it.

At Fort St. Marks, Alexander Arbuthnot, the British Indian trader from beyond the seas, the firebrand, by whose torch this Negro Indian war against our

thelles, now again enclosed; particularly as the letter from the governor, explicitly admits—that this fort, constructed by Nicholls, in violation both of the territory and neutrality of Spain, was still no less obnoxious to his government than to the United States; but, that he had neither sufficient force, nor an authority, without orders from the Governor-General of the Havanna, to destroy it. It was afterwards, on the 27th July, 1816, destroyed by a canon shot from a gun vessel of the United States, which, in its passage up the river, was fired upon from it. It was blown up, with an English flag still flying as its standard, and immediately after the barbarous murder of a boat's crew, belonging to the navy of the United States, by the banditti left it by Nicholls.

In the year 1817, Alexander Arbuthnot, of the Island of New Providence, a British subject, first appeared, as an Indian trader in Spanish Florida; and as the successor of Col. Nicholls, in the employment of investigating the Seminole and outlawed Red Stick Indians to hostilities against the United States, by reviving the pretence that they were entitled to all the lands which had been ceded to the Creek Nation by the United States, in August, 1814. As a mere Indian trader, the intrusion of this man, into a Spanish province, was contrary to the policy observed by all the European powers in this hemisphere, and by none more rigorously than by Spain, of excluding all foreigners from intercourse with the Indians, within their territories. It must be known to the Spanish government, whether Arbuthnot had a Spanish license for trading with the Indians in Spanish Florida or not; but they also knew that Spain was bound by treaty to restrain by force all hostilities on the part of those Indians, against the citizens of the United States, and it is for them to explain how, consistently with those engagements, Spain could, contrary to all the maxims of her ordinary policy, grant such a license to a foreign incendiary, whose principal, if not his only object, appears to have been, to stimulate those hostilities which Spain had expressly stipulated by force to restrain.

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At Fort St. Marks, Alexander Arbuthnot, the British Indian trader from beyond the seas, the firebrand, by whose torch this Negro Indian war against our

borders had been rekindled, was found an inmate of the commandant's family; and it was also found that, by the commandant himself, councils of war had been permitted to be held within it, by the savage chiefs and warriors; that the Spanish store-houses had been appropriated to their use; that it was an open market for cattle, known to have been robbed by them from citizens of the United States, and which had been contracted for and purchased by the officers of the garrison; that information had been afforded from this fort by Arbuthnot, to the enemy, of the strength and movements of the American army; that the date of the departure of the express had been noted by the Spanish Commissary, and ammunition, munitions of war, and all necessary supplies furnished to the Indians.

The conduct of the Governor of Pensacola was not less marked by a disposition of enmity to the United States, and by an utter disregard to the obligations of the treaty, by which he was bound to restrain, by force, the Indians from hostilities against them. When called upon to vindicate the territorial rights and authority of Spain, by the destruction of the Negro fort, his predecessor had declared it to be not less annoying and pernicious to the Spanish subjects in Florida, than to the United States, but had pleaded his inability to subdue it. He, himself, had expressed his apprehensions, that Fort St. Marks would be forcibly taken by the savages, from its Spanish garrison; yet, at the time, he had refused the passage up the Escambia river, unless upon the payment of excessive duties, to provisions destined as supplies for the American army, which, by the detention of them, was subjected to the most distressing privations. He had permitted free ingress and egress at Pensacola, to the avowed savage enemies of the United States. Supplies of ammunition, munitions of war, and provisions, had been received by them from thence. They had been received and sheltered there, from the pursuit of the American forces, and suffered again to sally thence, to enter upon the American territory and commit new murders. Finally, on the approach of General Jackson to Pensacola, the Governor sent him a letter, denouncing his entry upon the territory of Florida, as a violent outrage upon the rights of Spain, commanding him to depart and withdraw from the same, and threatening, in case of his non-compliance, to employ force to expel him.

It became, therefore, in the opinion of General Jackson, indispensably necessary to take from the Governor of Pensacola the means of carrying his threat to execution. Before the forces under his command, the savage enemies of his country had disappeared. But he knew that the moment those forces should be disbanded, if sheltered by Spanish fortresses, if furnished with ammunitions and supplies by Spanish officers, and if aided and supported by the instigation of Spanish encouragement, as he had every reason to expect they would be, they would re-appear, and fired, in addition to their ordinary ferociousness, with vengeance for the chastisement they had so recently received, would again rush with the war hatchet and scalping knife, into the borders of the United States, and mark every foot-step with the blood of their defenceless citizens. So far as all the native resources of the savages extended, the war was at an end, and Gen. Jackson was about to restore to their families and their homes, the brave volunteers who had followed his standard, and who had constituted the principal part of his force. This could be done with safety, leaving the regular portion of his troops to garrison his line of forts, and two small detachments of volunteer cavalry, to scour the country round Pensacola, and sweep off the lurking remnant of savages, who had been scattered and dispersed before him. This was sufficient to keep in check the remnant of the banditti, against whom he had marched, so long as they should be destitute of other aid and support. It was, in his judgment, not sufficient, if they should be suffered to rally their numbers under the protection of Spanish forts, and to derive new strength from the impotence or the ill will against the United States of the Spanish authorities.

He took possession, therefore, of Pensacola and of the Fort of Barrancas, as he had done of St. Marks, not in a spirit of hostility to Spain, but as a necessary measure of self-defence; giving notice that they should be restored whenever Spain should place commanders and a force there, able and willing to fulfil the engagements of Spain towards the United States, of restraining, by force, the Florida Indians from hostilities against their citizens. The President of the United States, to give signal manifestation of his confidence in the disposition of the King of Spain, to perform with good faith this indispensable engagement, and to demonstrate to the world that neither the desire of conquest nor hostility to Spain, had any influence in the counsels of the United States, has directed the unconditional restoration to any Spanish officer, duly authorized to receive them, of Pensacola and the Barrancas, and that of St. Marks to any Spanish force adequate for its defence against the attack of the savages. But the President will neither inflict punishment, nor pass a censure upon General Jackson for that conduct, the motives for which were founded in the purest patriotism, of the necessity for which he had the most immediate and effectual means of forming a judgment, and the vindication of which is written in every page of the law of nations, as well as in the first law of nature, self-defence. He thinks it, on the contrary, due to justice, which the United States have a right to claim from Spain; and you are accordingly instructed to demand of the Spanish government, that enquiry shall be instituted into the conduct of Don Jose Mazot, governor of Pensacola, and of Don Francisco C. Luengo, commandant of St. Marks, and a suitable punishment inflicted upon them for having, in defiance and violation of the engagements of Spain with the United States, aided and assisted these hordes of savages in those very hostilities against the United States, which it was their official duty to restrain. This enquiry is due to the character of those officers themselves, and to the honor of the Spanish government. The obligation of Spain to restrain, by force, the Indians of Florida from hostilities against the United States and their citizens, is explicit, is positive, is unquestioned. The fact, that for a series of years they have received shelter, assistance, supplies and protection, in the practice of such hostilities, from the Spanish commanders in Florida, is clear and unequivocal. If, as the commanders both at Pensacola and St. Marks have alleged, this has been the result of their weakness, rather than of their will, if they have assisted the Indians against the United States to avert their hostilities from the province, which they had not sufficient force to defend against them, it may serve, in some measure, to exculpate, individually, those officers, but it must carry demonstration irresistible to the Spanish government, that the rights of the United States can as little be violated by the savages, from its Spanish garrison; yet, at the time, he had refused the passage up the Escambia river, unless upon the payment of excessive duties, to provisions destined as supplies for the American army, which, by the detention of them, was subjected to the most distressing privations. He had permitted free ingress and egress at Pensacola, to the avowed savage enemies of the United States. Supplies of ammunition, munitions of war, and provisions, had been received by them from thence. They had been received and sheltered there, from the pursuit of the American forces, and suffered again to sally thence, to enter upon the American territory and commit new murders. Finally, on the approach of General Jackson to Pensacola, the Governor sent him a letter, denouncing his entry upon the territory of Florida, as a violent outrage upon the rights of Spain, commanding him to depart and withdraw from the same, and threatening, in case of his non-compliance, to employ force to expel him.

It became, therefore, in the opinion of General Jackson, indispensably necessary to take from the Governor of Pensacola the means of carrying his threat to execution. Before the forces under his command, the savage enemies of his country had disappeared. But he knew that the moment those forces should be disbanded, if sheltered by Spanish fortresses, if furnished with ammunitions and supplies by Spanish officers, and if aided and supported by the instigation of Spanish encouragement, as he had every reason to expect they would be, they would re-appear, and fired, in addition to their ordinary ferociousness, with vengeance for the chastisement they had so recently received, would again rush with the war hatchet and scalping knife, into the borders of the United States, and mark every foot-step with the blood of their defenceless citizens. So far as all the native resources of the savages extended, the war was at an end, and Gen. Jackson was about to restore to their families and their homes, the brave volunteers who had followed his standard, and who had constituted the principal part of his force. This could be done with safety, leaving the regular portion of his troops to garrison his line of forts, and two small detachments of volunteer cavalry, to scour the country round Pensacola, and sweep off the lurking remnant of savages, who had been scattered and dispersed before him. This was sufficient to keep in check the remnant of the banditti, against whom he had marched, so long as they should be destitute of other aid and support. It was, in his judgment, not sufficient, if they should be suffered to rally their numbers under the protection of Spanish forts, and to derive new strength from the impotence or the ill will against the United States of the Spanish authorities.

Let us come to the case of Ambrister—He was taken in arms; leading and commanding the Indians, in the war against the American troops; and to that charge, upon his trial, pleading guilty. But the primary object of his coming there, was still more hostile to Spain than to the United States. You find that he told three of the witnesses, who testified at his trial, that he had come to this country upon Mr. Woodbine's business at Tampa Bay—to see the negroes righted; and one of them, that he had a commission in the Patriot army, under McGregor; and that he had expected a captaincy. And what was the intended business of McGregor and Woodbine at Tampa Bay? It was the conquest of Florida from Spain, by the use of these very Indians and Negroes, whom the commandant of St. Marks was so ready

to aid and support in war against the U. States. The chain of proof that establishes these facts, is contained in the documents communicated by the President to Congress at their last session, relating to the occupation of Amelia Island by McGregor. From this document you will find, that while McGregor was there, Woodbine went from New Providence in a schooner of his own, to join him; that he arrived at Amelia Island, just as McGregor, abandoning the companions of his achievement there, was leaving it: that McGregor, quitting the vessel in which he embarked at Amelia, went on board that of Woodbine, and returned with him to New Providence; that Woodbine had persuaded him they could yet accomplish the conquest of Florida, with soldiers to be recruited at Nassau, from the corps of Colonial Marines, which had served under Nicholls during the late war with the United States, which corps had been lately disbanded; and with the Negroes to be found at Tampa Bay, and 1500 Indians, already then engaged to Woodbine, who pretended that they had made a grant of all their lands there to him. Among the papers, the original of which is in our possession, in McGregor's hand writing, are instructions for sailing into Tampa Bay, with the assertion that he calculated to be there by the last of April or first of May, of the present year; a letter dated 27th December last, to one of his acquaintances in this country, disclosing the same intention; and the extract of a proclamation which was to have been issued at Tampa Bay, to the inhabitants of Florida, by the person charged with making the settlement there, before his arrival, announcing his approach, for the purpose of liberating them from the despotism of Spain, and of enabling them to form a government for themselves. He had persuaded those who would listen to him here, that his ultimate object was to sell the Floridas to the United States. There is some reason to suppose, that he had made indirect overtures, of a similar nature, to the British government. This was Ambrister's business in Florida. He arrived there in March, the precursor of McGregor and Woodbine, and immediately upon his arrival, he is found seizing upon Arbuthnot's goods, and distributing them among the Negroes and Indians; seizing upon his vessel, and compelling its master to pilot him, with a body of armed Negroes, towards the Fort of St. Marks, with the declared purpose of taking it by surprise, in the night; writing letters to Governor Cameron of New Providence, urgently calling for supplies of munitions of war, and of cannon, for the war against the Americans; and letters to colonel Nicholls, renewing the same demands of supplies; informing him, that he is with 300 negroes "a few of our Bluff people," who had stuck to the cause, and were relying upon the faith of Nicholls's promises. Our Bluff people were the people of the Negro fort, collected by Nicholls's and Woodbine's proclamations, during the American and English war; and the cause to which they stuck, was the savage, servile, exterminating war against the U. States.

Among the agents and actors of such virtuous enterprises as are here unveiled, it was hardly expected that there would be found remarkable evidences of their respect, confidence and good faith towards one another. Accordingly, besides the violent seizure and distribution, by Ambrister, of Arbuthnot's property, his letters to governor Cameron, and to Nicholls, are filled with the distrust and suspicions of the Indians, that they were deceived and betrayed by Arbuthnot; while in Arbuthnot's letters to the same Nicholls, he accuses Woodbine of having taken charge of poor Francis, the prophet, or Hilar Hildjo, upon his return from England to New Providence, and under pretence of taking care of him and his affairs—of having defrauded him of a large portion of the presents which had been delivered out from the king's stores to him, for Francis's use. This is one of the passages of Arbuthnot's letter to Nicholls, omitted in the publication of it last August, in the London newspapers.

Is this narrative of dark and complicated depravity; this creeping and insidious war, both against Spain and the U. States; this mockery of patriotism; these political platters to fugitive-slaves and Indian outlaws; these perfidies and treacheries of villains incapable of keeping their faith even to each other, all in the name of South American liberty, of the rights of runaway Negroes, and the wrongs of savage murderers—all combined and projected to plunder Spain of her provinces, and to spread massacre and devastation along the borders of the United States; is all this sufficient to cool the sympathies of his Catholic Majesty's government, excited by the execution of these two "subjects of a power in amity with the king?" The Spanish government is not at this day to be informed that, cruel as war in its mildest forms must be, it is, and necessarily must be, doubly cruel, when waged with savages; that savages make no prisoners, but torture them; that they give no quarter; that they put to death without discrimination of age or sex; that these ordinary characteristics of Indian warfare have been applicable, in their most heart-sickening horrors, to that war, left us by Nicholls, as his legacy, reinstated by Woodbine, Arbuthnot and Ambrister, and stimulated by the approbation, encouragement, and aid of the Spanish commandant at St. Marks. Is proof required? Intreat the Spanish minister of state, for a moment, to overcome the feelings which details like these must excite, and to reflect, if possible, with composure, upon the facts stated in the following extracts from the documents enclosed:

Letter from sailing master Jairus Loomis, to commodore Daniel T. Patterson, 13th August, 1816, reporting the destruction of the Negro Fort:

"On examining the prisoners, they stated, that Edward Daniels, O. S. who was made a prisoner in the boat, on the 17th July, was 'tarred and burnt alive.'

Letter from Archibald Clarke to gen. Gaines, 26th Feb. 1817.

"On the 24th inst. the house of Mr. Garrett, residing in the upper part of this county, near the boundary of Wayne county, (Geo.) was attacked, during his absence, near the middle of the day, by this party, (of Indians) consisting of about fifteen, who shot Mrs. Garrett, in two places, and then disfigured her by stabbing and scalping. Her two children, one about three years, and the other two months old, were also murdered, and the eldest scalped; the house was then plundered of every article of value, and set on fire."

Letter from Peter B. Cook, (Arbuthnot's clerk) to Eliz. A. Carney, at Nassau, dated Suwannee, 19th Jan. 1818, giving an account of their operations with the Indians, against the Americans, and their massacre of lieut. Scott and his party.

"There was a boat that was taken by the Indians, that had in thirty men, seven women and four small children. There were six of the men got clear, and one woman saved, and all the rest of them got killed. The children were taken by the leg, and their brains dashed out against the boat."

If the bare recital of scenes like these cannot be perused without shuddering, what must be the agonized feelings of those whose wives and children are, from day to day, and from night to night, exposed to be the victims of the same barbarity? Has mercy a voice to plead for the perpetrators and instigators of deeds like these? Should enquiry hereafter be made, why, within three months after this event, the savage Hamathli Micco, upon being taken by the American troops, was, by order of their commander, immediately hung, let it be told that that savage was the commander of the party by which those women were butchered, and those helpless infants were thus dashed against the boat. Contending with such enemies, although humanity revolts at entire retaliation upon them, and spares the lives of their feeble and defenceless women and children, yet mercy herself surrenders to retributive justice the lives of their leading warriors taken in arms—and still more the lives of the foreign, white incendiaries, who, disowned by their own governments, and disowning their own natures, degrade themselves beneath the savage character, by voluntarily descending to its level. Is not this the dictate of common sense? Is it not consonant to the soundest authorities of national law, "When at war (says Vattel) with a ferocious nation, which observes no rules and grants no quarter, they may be chastised in the persons of those of them who may be taken; they are of the number of the guilty; and by this rigor the attempt may be made of bringing them to a sense of the humanity." And again: "As a general has the right of sacrificing the lives of his enemies to his own safety or that of his people, if he has to contend with an inhuman enemy, often guilty of such excesses, he may take the lives of some of his prisoners, and treat them as his own people have been treated."

The justification of these principles is found in their salutary efficacy, for terror and for example. It is thus only that the barbarities of Indians can be successfully encountered. It is thus only that the worse than Indian barbarities of European impostors, pretending authority from their governments, but always disavowed, can be punished and arrested. Great Britain yet engages the alliance and co-operation of savages in war. But her government has invariably disclaimed all countenance or authorization to her subjects to instigate them against us in time of peace. Yet so it has happened, that from the period of our established independence to this day, all the Indian wars with which we have been afflicted have been distinctly traceable to the instigation of English traders or agents, always disavowed, yet always felt, more than once detected, but never before punished. Two of them, offenders of the deepest dye, after solemn warning to their government, and individually to one of them, have fallen, *fagrans delicto*, into the hands of an American general: and the punishment inflicted upon them has fixed them on high as an example, awful in its exhibition, but we trust, auspicious in its results, of that which awaits unauthorized pretenders of European agency, to stimulate, and interpose in wars between the U. States and the Indians, within their control.

This exposition of the origin, the causes, and the character of the war with the Seminole Indians and part of the Creeks, combined with McGregor's mock patriots and Nicholls's negroes, which necessarily led our troops into Florida, and gave rise to all those incidents of which Mr. Pizarro so vehemently complains, will, it is hoped, enable you to present other and sounder views of the subject to his Catholic Majesty's government. It will enable you to show that the occupation of Pensacola and St. Marks was occasioned neither by a spirit of hostility to Spain, nor with a view to extort, prematurely, the province from her possession; that it was rendered necessary by the neglect of Spain to perform her engagements of restraining the Indians from hostilities against the United States, and by the culpable countenance, encouragement, and assistance given to those Indians, in their hostilities, by the Spanish governor and commandant at those places: that the United States have a right to demand, as the President does demand, of Spain the punishment of those officers for this misconduct; and, he further demands of Spain a just and reasonable indemnity to the United States for the heavy and necessary expenses which

they have been compelled to incur, by the failure of Spain to perform her engagement, to restrain the Indians, aggravated by this demonstrated complicity of her commanding officers with them, in their hostilities against the United States: that the two Englishmen executed by order of Gen. Jackson, were identified with the savages, with whom they were carrying on the war against the United States, but that one of them was the mover and fomenter of the war, which, without his interference and false promises to the Indians of support from the British government, never would have happened—that the other was the instrument of war against Spain as well as the United States, commissioned by McGregor, and expedited by Woodbine, upon their project of conquering Florida with these Indians and negroes; that, as accomplices of the savages, and sinning against their better knowledge, worse than savages, Gen. Jackson, possessed of their persons and of the proofs of their guilt, might, by the lawful and ordinary usages of war, have hung them both without the formality of a trial: that, to allow them every possible opportunity of refuting the proofs, or of shewing any circumstance in extenuation of their crimes, he gave them the benefit of a trial by a court martial, of highly respectable officers: that the defense of one consisted, solely and exclusively, of technical cavil at the nature of the evidence against him, and the other confessed his guilt: Finally, that, in restoring Pensacola and St. Marks to Spain, the President gives the most signal proof of his confidence, that hereafter her engagement to restrain, by force, the Indians of Florida from all hostilities against the United States, will be effectually fulfilled; that there will be no more murders, no more robberies within our borders, by savages prowling along the Spanish line, and seeking shelter within it, to display in their villages the scalps of our women and children, their victims, and to sell, with shameless effrontery, the plunder from our citizens in Spanish forts and cities; that we shall hear no more apologies from Spanish governors and commandants, of their inability to perform the duties of their office and the solemn contracts of their country—no more excuses for compliances to the savage enemies of the United States from the dread of their attacks upon themselves—no more harboring of foreign impostors, upon compulsion; that a strength sufficient will be kept in the province to restrain the Indians by force, and officers empowered and instructed to employ it effectually to maintain the good faith of the nation, by the effective fulfilment of the treaty—The duty of the government to protect the persons and property of our fellow-citizens on the borders of the United States is imperative—it must be discharged—and if, after all the warnings that Spain has had—if, after the prostration of all her territorial rights and neutral obligations, by Nicholls and his banditti, during the war, and of all her treaty stipulations, by Arbuthnot and Ambrister, abetted by her own commanding officers, during peace, to the cruel annoyance of the United States—if the necessities of self-defence should again compel the United States to take possession of the Spanish forts and places in Florida, declare, with the candor and frankness that become us, that another unconditional restoration of them must not be expected; that even the President's confidence in the good faith and ultimate justice of the Spanish government will yield to the painful experience of continual disappointment; and that, after unweared and almost unnumbered appeals to them, for the performance of their stipulated duties, in vain, the United States will be reluctantly compelled to rely, for the protection of their borders, upon themselves alone.

You are authorized to communicate the whole of this letter and the accompanying documents to the Spanish government. I have the honor, &c. &c.

JOHN QUINCY ADAMS.

LATEST FROM EUROPE.

New-York, January 2. By the arrival yesterday of the ship Manhattan, we have received Lloyd's Lists and London papers, to the 17th and Liverpool to the 29th N^oember inclusive. The Queen of England died on the 17th November. Sir Samuel Romilly put a period to his existence, in a fit of insanity, caused by excessive grief for the loss of his wife, by cutting his throat with a razor, on the 2d of November. The British parliament was, on the 19th of November, further prorogued to the 29th of December. A plot has been detected, which had for its object Bonaparte's escape from St. Helena.

New & Cheap Goods,
OPPOSITE THE OLD MARKET HOUSE.
THE subscribers have just opened an elegant and complete assortment of MERCHANTIZE, which they will sell at their usual reduced prices, for cash. A few of the articles of which the stock consists, are Super blue, black and fancy coloured broad cloths
Do do do do do pelisse do
Spotted ratinets, easimpes, flannels and Salisbury flannels
Black, blue, orange, scarlet, green and brown, plain and twilled bombazets
Rose and point blankets
Irish linens and sheetings
Steam loom and cambrian shirtings
Silk, cotton and worsted hose, and every description of fancy articles
An extensive variety of black and colored morocco boots and shoes, for ladies, and
Boots for gentlemen
Together with an entire assortment of Liverpool ware.

GEO. TROTTER & SON.

Jan. 15-16

KENTUCKY GAZETTE.

LEXINGTON, FRIDAY, JANUARY 22.

A bill is now before the state legislature, providing that real property or slaves shall not be sold in payment of debts for less than three fourths of their value, to be fixed upon by three commissioners; and that if such property shall not bring that price, the sheriff shall sell it for what it will bring at a credit of 12 months, provided the creditor endorse on the execution that he will take United States or state bank notes; and if he fail so to endorse, the debtor shall have the right to replevy for 12 months more. As this bill expressly violates that clause of the federal constitution, which forbids any state to pass a law impairing the obligation of contracts, we hope that the judiciary will put it down. We moreover hope, that the sovereign people of Kentucky will permit the members of the legislature, who vote for any such outrageous bill, to retire to the obscurity of private life. How long is this patriotic and enlightened state to be disgraced by the quackery of quack legislators? How long is her statute book to be stained by laws violating the public faith, and sapping all confidence between man and man? Let the next elections answer these questions.

We have received a copy of the bill before our legislature, separating Lexington from the rest of Fayette, restricting the citizens of the town to giving their votes for one representative only, and the citizens of the county to voting for two only. Both have heretofore had the right to vote for three representatives; and the bill will have the effect of partially disfranchising the citizens of town and county.

The bill creates three precincts in the county—the places of voting in which are Bryan's Station, Town Fork, and Walnut Hill meeting houses. We trust that the legislature will at least postpone the passage of the bill until the real sense of the county can be ascertained and communicated to them on the subject.

MR. BLEDSOE has substituted for a part of his resolutions against all banks, a resolution for amending the constitution of the United States, so as to prohibit any state hereafter from establishing any bank, and restricting congress to the establishment of a bank or branches in such states as may, by vote of two-thirds of their legislature, pass a law allowing it; the bank to be subject to such conditions and restrictions as may be imposed by the state law. We should suppose that the constitution is good enough without this amendment.

MR. MERCER has offered a resolution in congress, instructing the military committee to report a bill to reduce to one the number of major generals in the army. The object of this motion is understood to be, to effect the dismissal of the veteran Jackson from the service. We hope that congress will not attempt to disgrace the general in this indirect way. If he has committed any act deserving such punishment, let an inquiry be instituted in the house into the facts, and let them openly request the executive to dismiss him. This will be a more manly course; but the practice of legislating men of office is not a very commendable one, if the object can possibly be accomplished in a more constitutional mode.

We think, however, that General Jackson has done nothing to merit this treatment. Perhaps his presence at Washington, where he has gone, will change unfavourable impressions.

Those whose sensibilities have been so much affected by the punishment inflicted on Indians, English incendiaries, and Spanish commanders, for their cruelties, and their instigation and aid of the murderous warfare, carried on against the defenceless frontiers, women and children of America, are invited to the particular perusal of the masterly letter of Secretary Adams, published in this paper. Perhaps they will find in it something to abate their indignation against Gen. Jackson; something of law as well as of fact to justify his execution of Indian prophets and foreign emissaries; something to excite their sensibilities and sympathies for their own fellow citizens, a few of whom are still under the tomahawk and scalping knife, or their brains dashed out without ceremony or compunction.

EXTRACT TO THE EDITOR, DATED

Washington City, Jan. 11.

"Congress begins to enter, with some spirit, into the discussion of topics of more general interest, than what have occupied their attention before. One subject, on which the house will be considerably divided, is that of the employment of soldiers by executive authority, in making roads, and allowing them extra pay, under the name of extra rations for fatigue, without any special provision by law. It has been customary to allow extra rations to soldiers on fatigue, and the correctness of the principle is admitted; but the question is, whether the President is justifiable in employing them to labor on roads, for military purposes, and to call such labor fatigue service. The subject, I do not conceive to be one of very great magnitude, the whole expense not exceeding eight or ten thousand dollars, and the object having no tendency to enslave, but to benefit the community. But if there is an unconstitutional stretch of power exercised by the President in this case, it is doubtless correct to give it a check. It is believed, that a majority of the house will concur in the opinion, that these roads, being necessary, or at least affording facilities to military operations, are proper objects of employment for the soldiers of the army; and so far as extra rations are lawful for fatigue service, the additional allowance will be approved. I should have rejoiced in the event, had the President given as liberal a construction to the legislative powers of the general government, delegated by the constitution, and had he, been more anxious to improve the condition of the community. But if there is an unconstitutional stretch of power exercised by the President in this case, it is doubtless correct to give it a check. It is believed, that a majority of the house will concur in the opinion, that these roads, being necessary, or at least affording facilities to military operations, are proper objects of employment for the soldiers of the army; and so far as extra rations are lawful for fatigue service, the additional allowance will be approved. I should have rejoiced in the event, had the President given as liberal a construction to the legislative powers of the general government, delegated by the constitution, and had he, been more anxious to improve the condition of the community.

The steam boat Vesuvius has arrived at Shippingport, with a cargo of dry goods and groceries.

JOHN GRAHAM, late Commissioner to South America, is appointed by the president of the United States, with the advice and consent of the senate, to be Minister Plenipotentiary from the U. States to Rio Janeiro, vice Mr. Sumpter, who desires permission to return.

MR. JOHN HARRIS, Consul of the U. States at St. Petersburg, has arrived at Washington city, bringing despatches from our Minister, Mr. CAMPBELL.

The United States' Bank declared a dividend of two and a half per cent. for the six months ending on the 1st instant. This is a small dividend; but the peculiar difficulties and embarrassments of the country, which cramped the operations of the bank, and the great expense necessarily incurred in the purchase of specie, having now in a measure ceased, we have no doubt the bank will hereafter generally divide eight per cent. per annum.

The following are the directors of the United States' Bank, elected by the stockholders on the 1st inst. in Philadelphia:—William Jones, James C. Fisher, John Sergeant, John Bolton of Savannah, Joshua Lippincott, John Coulter, John Lisle, John Connell, Daniel Lammot, Gustavus Colhoun, Charles Chauncey, Joseph Dugan, James Scott, Henry Toland, Langdon Cheves of S. C. John Potter of do. John Oliver of Balt. George Williams, do. George Hoffman do. Archibald Gracie of N. Y. The 13 last mentioned are new directors. WILLIAM JONES was unanimously re-elected President of the bank. The president of the United States nominated to the senate, in due time, William Jones, John Connell, George Williams, John Steele, and Mr. Bowne, as directors on the part of the government; but the senate deferred confirming the nomination until the bank committee of the house should make their report. This report has been finished, but was not yet read in the house, at our latest date, Jan. 11, from Washington.

SIDNEY D. HAWKES.

January 22, 1819.—3^o.

FOR SALE.

A N elegant small FARM, containing 150 acres of first rate land, lying in Woodford county, Ky. six miles south of Versailles, and adjoining Mortonsville.—There is several fine springs on this place; about 120 acres under first rate fence, seventeen or eighteen hundred yards of said fence is stone, the balance in good repair. About ninety acres is now to cultivate, and about thirty in Pastures of the first quality; a comfortable hued Log dwelling House; an elegant stone Kitchen; stone Spring House, and other convenient buildings. There are several Water Mills convenient; the Kentucky river 33 miles distant, and several other conveniences too tedious to mention. The title is indisputable, and the payments will be made easy to the purchaser. For further particulars enquire of the subscriber, living on the premises.

WILLIAM D. HAWKES.

January 22, 1819.—3^o.

Wood for Sale.

WE would sell about three hundred cords

of excellent seasoned WOOD, and deliver it, if required, anywhere in town.

We have also on hand, 2 or 3000 bushels of

BRAIN, SHORTS, and SHIP STUFF, which

will be sold very low.

JOHN & THO. P. HART.

January 8, 1819.—3^o.

have already committed themselves upon the subject, and there is no doubt that a very interesting debate will arise, when it comes before the house. Some members who have acquiesced to agree in almost every period, will probably divide upon this; but it is hoped the debate will be carried on in a way, that will not involve personal feeling. There is, evidently, a party unfriendly to Gen. Jackson; perhaps, because he treated their friends so rudely four years since, in the neighborhood of New Orleans; and a proposition will be discussed in Congress, to have but one Major General in the service, with the view of putting him down. I trust, however, such black ingratitude will never receive the sanction of the nation."

SALES BY SHREVE & COMBS.

ON Wednesday next at the Auction Rooms

of Shreve & Combs at 10 o

Elegant Carpeting.
Just received and for sale at the Store of
T. E. BOSWELL & CO.
Brussels & Scotch Carpetings,
Which they offer at a very reduced price.
Jan. 1, 1819-4t

NEW GOODS.

Arcambal & Nouvel,
Main street, fronting the Old Market Place,
HAVE just received their fall supply, consisting of London superfine and common
Cloths and Cassimere; Rose, Point and Duffel
Blankets; Flannels, Coatings, Satinets, Stock-
ingets, Velvet, Cord, Worsted Shirts and
Drawers, Swandown and Foulnett Yestings;
Irish Linens, Steam Loom and Cambric Shirts;
3-4, 6-4, 8-4 and 10-4 Irish Diapers;
Foulnett Cloths, Plush and Merino Trimmings;
Bombazets, Salbury Flannels, Domestic
Plaids; Damask, Imitation, and Waterlo
Shawls; Flag and Bandana Handkerchiefs,
Merino net Shawls, Silk Umbrellas, fine and
common Morocco Shoes, black and colored
Prunelle ditto; Ladies' and Gentlemen's furred
Gloves, &c. &c.
A large assortment of DELF-WARE,
HARD-WARE, GROCERIES and PAPER
HANGINGS.
ALSO,
3 qr. casks 4th proof Cognac Brandy
2 do. do. L. P. Madeira Wine.
Lex. Dec. 25, 1818-4t

TOBACCO.

THE subscribers wish to purchase about
200 HOGSHEADS OF
Prime Tobacco,
For which the highest price will be given.
GEO. TROTTER & SON.
Jan. 15-4t

HARD-WARE,
TO the amount of about \$10,000, well se-
lected, for sale on a credit of 12 months,
at a low advance, by
J. P. SCHATZELL,
Main street, Lexington.
Lexington, Jan. 1, 1819-4t

Wm. R. Morton, & Co.
(In the Corner House near the Public Square,
formerly occupied by W. Essex.)
HAVE on hand, a large assortment of **MER-
CHANDISE**, consisting of all the vari-
ous articles of the latest fashions in the
DRY GOODS LINE,
GROCERIES, of the best quality,
AND EVERY VARIETY OF
**HARD, GLASS, CHINA & QUEENS
WARE.**
Also, best manufactured
PITTSBURGH NAILS,
SUGAR, COFFEE, TEAS & LIQUORS,
AT THE LOWEST PRICES.
All of which will be sold on the best terms.
Lexington, Jan. 1, 1819-4t

Sebree & Johnsons,
CORNER OF MAIN & MILL STREETS,
Nearly opposite the Branch Bank of the U. S.)
HAVE just opened, and will constantly keep
on hand, for sale, either by retail or whole-
sale, an assortment of
DOMESTIC MANUFACTURES.
CONSISTING OF—
BROAD CLOTHS, NEGRO CLOTHS,
CASSIMERES, BLANKETS,
CASSINETS, HARD-WARE,
SATINETS, NAILS OF every de-
SERKES, &c. &c.
They will also keep constant supply of
BANK, PRINTING, WRITING, LETTER,
and WRAPPING PAPER.
Orders from any part of the country will be
promptly attended to.

Lexington, Jan. 1, 1819-4t
The Editors of the Frankfort Argus and
Georgetown Patriot, will please to insert the
above three times.

NEW GOODS.

THE Subscribers have received, and are o-
pening a choice collection of
FALL AND WINTER GOODS,
Which they will dispose of at their usual low
prices.

TILFORD, TROTTER & CO.

N. B. GOLD AND SILVER PATENT
LEVER WATCHES.
For sale at Philadelphia prices.

BOLTING CLOTHS, from No. 3 to 7.
T. T. & Co.
Lexington, Jan. 1, 1819-4t

SHOES,
Wholesale & Retail.
C. P. BUTLER

HAS RECEIVED, at the Store recently oc-
cupied by Messrs. Arcambal & Nouvel,
(Main-street,)
250 pair of Ladies Kid and Morocco walking
Shoes,

300 black Slippers,
100 white Kid do.
100 cold. do. do.

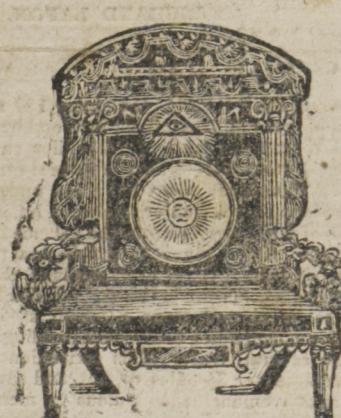
50 Morocco Boots,
150 Gentlemen's Half Boots,
100 do. fine Shoes,
100 do. do. Pumps,

500 Men's coarse Leather Shoes,
500 Misses and children's Leather and
Morocco Shoes and Boots,

250 Women's do. do
350 Do. large size black and colored
Roan Shoes.

The above articles will be sold very cheap
by wholesale or retail.

Lexington, Jan. 1, 1819-4t



**C. B. McELWEE,
CABINET MAKER,**
HAS removed to the house lately occupied
by Mr. Samuel Rankin, where he solicits
a share of public patronage, which he hopes to
merit by employing GOOD WORKMEN on
WELL SEASONED TIMBER.
Two or three good Workmen will find
constant employ and liberal wages, by applying
as above.

Lexington, Jan. 1, 1819-4t

Hope Powder Mills,
One mile west of Lexington, on the Woodford
Road.

JOSEPH & GEORGE BOSWELL,
HAVE entered into Co-Partnership with
SPENCER COOPER, for the purpose of
manufacturing GUN-POWDER, under the
firm of

SPENCER COOPER & CO.

Who will keep a constant supply of Gun-
powder, equal to any made in the United States
and will sell on as good terms.

All orders will be strictly attended to, and
will continue to give the highest price
for SALT-PETRE, delivered at J. & G. Bos-
well's Store, on Cheapside, Lexington, or at
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